

Response to Amendment

1. This Office Action is responsive to Amendment received on 3/29/2011 and Request for consideration of IDS submitted on 4/27/2011. Applicant added new claims 53-71, cancelled claims 1-38, 38, 40, 42, 43, 45 and 46. Claims 47, 48, 49, 50, 51, 52 are currently amended.
2. Request for Continued under 37 CFR 1.14, dated 3/29, 2011, is made of record.

Allowable Subject Matter

3. Claims 37, 39, 41, 44, 47-71 are allowed over closest prior art of record.

The following is an examiner's statement of reasons for allowance:

The instant application discloses low cost, high speed access to the Internet, private Intranets and other networks via existing wireless digital infrastructure utilizing schemes, such as CDMA, accommodating data rates at high levels (such as 128 kbps) now commonly available.

The closest prior art of record, Quick Jr. (US 5,673,259) and Tiedmann Jr. et al. (US 7,054,293), in the same field of endeavor, fails to disclose the inventive features of assigning resource allocation, dynamically assigning plurality of data traffic channels, based on resource allocation, for receiving data based on the data present in data buffer, as recited in the independent claims herein.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

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accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to AFSAR QURESHI whose telephone number is (571)272-3178. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hassan Kizou can be reached on (571) 272 3088. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Afsar M Qureshi/
Primary Examiner, Art Unit 2472

5/17/2011